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E-filed 5/17/06

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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
ALEXANDER DZHUGA,)
a/k/a Aleksandr Dhuga,)
a/k/a Aleksandr Dzhuga,)
LEONID DZHUGA,)
VLADIMIR A. SEMENOV,)
NATALIA IGOREVNA STADNIK,)
a/k/a Natalia Stadnik Dzhuga, and)
ARMOND TENNYSON TOLLETT II,)
a/k/a Armond T. Tollette, Jr.,)
)
Defendants.)

No. CR 05-00589-JF

STIPULATION AND ~~[PROPOSED]~~
ORDER TO EXCLUDE TIME UNDER
THE SPEEDY TRIAL ACT FROM MAY
17, 2006 TO JUNE 7, 2006

STIPULATION

1. The parties in the above-captioned case are scheduled to appear before the Court on May 17, 2006 at 9:00 a.m. Government counsel was set to be in trial in San Francisco during that week and counsel for Leonid Dzhuga is unavailable on that date. Additionally, the defendants

ORDER
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1 have not completed their review of the discovery in this matter. Accordingly, the parties have
2 agreed to a continuance of the status hearing date to June 7, 2006.

3 2. All counsel agree and stipulate that time should be excluded from May 17, 2006 through
4 and including June 7, 2006 from the Speedy Trial Act under 18 U.S.C. §§ 3161(h)(8)(A) and
5 (B)(iv) for continuity of counsel and in order to allow the defendants a reasonable amount of time
6 to effectively prepare for trial, taking into account the exercise of due diligence.

7 SO STIPULATED.

8 DATED: 5/9/06

/s/
MARK J. WERKSMAN
Attorney for Defendant A. Dzhuga

11 DATED: 5/10/06

/s/
DMITRY Y. GUROVICH
Attorney for Defendant
L. Dzhuga

14 DATED: 5/16/06

/s/
GEOFFREY BRAUN
Attorney for Defendant Semenov

16 DATED: 5/10/06

/s/
ELON BERK
Attorney for Defendant Stadnik

19 DATED: 5/15/06

/s/
KURT ROBINSON
Attorney for Defendant Tollette

22 DATED: 5/15/06

/s/
CANDACE KELLY
Assistant United States Attorney

25 ORDER

26 The Court finds that there is good cause for the extension of time described above, and
27 that the ends of justice served by granting this continuance outweigh the best interests of the
28 public and of the defendants in a speedy trial and the prompt disposition of criminal cases. 18

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1 U.S.C. § 3161(h)(8)(A). The Court further finds that failure to grant the continuance would deny
2 the defendants continuity of counsel and the reasonable time necessary for effective preparation
3 taking into account the exercise of due diligence under 18 U.S.C. § 3161(h)(8)(B)(iv).

4 Accordingly, and with the consent of the defendants, the Court continues the matter to June
5 7, 2006 at 9:00 a.m. for a status hearing and orders that the period from May 17, 2006 through
6 and including June 7, 2006 be excluded from the Speedy Trial Act calculations under 18 U.S.C.
7 § 3161(h)(8)(A) and (B)(iv).

8 IT IS SO ORDERED.

9
10 DATED: 5/17/06



JEREM FOGEL
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee of the office of the United States Attorney, Northern District of California and is a person of such age and discretion to be competent to serve papers. The undersigned certifies that she caused copies of

**STIPULATION AND [PROPOSED] ORDER TO EXCLUDE TIME UNDER THE
SPEEDY TRIAL ACT FROM MAY 17, 2006 TO JUNE 7, 2006**

in the case of UNITED STATES V. ALEXANDER DZHUGA, ET AL., CR 05-00589 JF to be served on the parties in this action, by placing a true copy thereof in a sealed envelope, addressed as follows which is the last known address:

Elon Berk
15250 Ventura Boulevard, Suite PH-1220
Sherman Oaks, California 91403
Fax: (818) 205-1559

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Kurt Robinson
4681 Deadwood Drive
Fremont, CA 94536-6614
Fax: (510) 315-3256

____ (By Personal Service), I caused such envelope to be delivered by hand to the person or offices of each addressee(s) above.

 X (By Facsimile), I caused each such document to be sent by Facsimile to the person or offices of each addressee(s) above.

____ (By Mail), I caused each such envelope, with postage thereon fully prepaid, to be placed in the United States mail at San Francisco, California.

____ (By Fed Ex), I caused each such envelope to be delivered by FED EX to the address listed above.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: May 9, 2006

/s/
RAWATY YIM
United States Attorney's Office

ORDER
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